

**United States District Court  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

MCI COMMUNICATIONS SERVICES,  
INC.,

Plaintiff,

V.

LLOYD PLYLER CONSTRUCTION, LP,  
d/b/a PLYLER CONSTRUCTION, LLOYD  
PLYLER CONSTRUCTION, LLP, and  
JERRY PAUL HIGGINS, LTD.,

## Defendants.

**CIVIL ACTION NO. 4:17-CV-540  
JUDGE MAZZANT/JUDGE JOHNSON**

**MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On March 26, 2018, the report of the Magistrate Judge (Dkt. #32) was entered containing proposed findings of fact and recommendations that the parties' Joint Stipulation of Dismissal with Prejudice (Dkt. #31) should be **GRANTED**.

Having received the report of the United States Magistrate Judge, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the Court. Therefore, the parties' Joint Stipulation of Dismissal with Prejudice (Dkt. #31) is **GRANTED**.

Accordingly, it is hereby **ORDERED, ADJUDGED, AND DECREED** that this entire action, and all of the claims asserted therein, be **DISMISSED WITH PREJUDICE**. Each party shall bear its own costs.

All relief not previously granted is hereby **DENIED**, and the Clerk is directed to **CLOSE** this civil action.

**IT IS SO ORDERED.**

**SIGNED** this 3rd day of April, 2018.



Amos L. Mazzant  
AMOS L. MAZZANT  
UNITED STATES DISTRICT JUDGE